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5 **UNITED STATES DISTRICT COURT**
6 **EASTERN DISTRICT OF CALIFORNIA**
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8 **EARTH ISLAND INSTITUTE**

9 **Plaintiff**

10 **v.**

11 **CICELY MULDOON, U.S. NATIONAL**
12 **PARK SERVICE, U.S. DEPARTMENT**
13 **OF THE INTERIOR,**

14 **Defendants**

CASE NO. 1:22-CV-0710 AWI EPG

ORDER DIRECTING DEFENDANTS
TO FILE A SUR-REPLY

15 Plaintiff filed a motion for preliminary injunction seeking to stop Defendants from
16 implementing part of two projects designed to thin the forests along the roads of Yosemite
17 National Park for fire safety reasons. Defendants have filed an opposition and Plaintiff has filed a
18 reply. As part of the reply, Plaintiff made a new argument that Defendants' multi-year schedule
19 for implementing the projects demonstrate a lack of urgency and reiterated that Plaintiff's
20 requested relief, which would only temporarily delay part of the two projects, would not unduly
21 interfere with Defendants' fire mitigation goals. Additionally, given the density of the argument
22 over these complex issues, further briefing on the merits of the dispute may also be useful.

23 Defendants are directed to file a sur-reply by Wednesday, August 31, 2022.

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25 **IT IS SO ORDERED.**

26 Dated: August 18, 2022


27 **SENIOR DISTRICT JUDGE**
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